

**THE MINUTES OF THE REGULAR MEETING
OF THE BOARD OF COMMISSIONERS
OF MIAMI COUNTY, KANSAS**

The Board of Miami County Commissioners met in regular session, in the Commission Chambers, Miami County Administration Building, Paola, Kansas, on November 17, 2021. Those present were:

Rob Roberts, Chairman	Shane Krull, County Administrator
Tyler Vaughan, Pro-Tem	Shelley Woodard, County Counselor
Danny Gallagher, Commissioner	Janet White, County Clerk
Phil Dixon, Commissioner	Casey d'Augereau, Operation Support Assistant
George Pretz, Commissioner	

News: Doug Carder, Republic News

Visitors: Vaughn Allen, Jennifer Goodman, Ashley Rankin, Wes Gerken, Rusty Gerken, Cara Fuqua, Jacklyn Paletta, Tiffany Ellison, Shay Hanysak, Douglas Shane, Bo Gerken, Jasen Kandt, Anthony Walsh

CALL TO ORDER

Chairman Roberts called the meeting to order at 1:00 p.m.

PUBLIC COMMENTS

Cara Fuqua, 401 S 8th St, Louisburg, voiced her concerns on the current COVID notices being sent out by the schools for close contacts.

Tiffany Ellison, 1206 N 1st St, Louisburg, attending multiple meetings started by questioning if Dr. Banks is present in the meeting, the answer was no. Ms. Ellison would like to visit with Dr. Banks and sent an email to the Commissioners last week asking for some information. Ms. Ellison only received a response from Commissioner Vaughan, and it did not include the information she was seeking.

Anthony Walsh, 1216 Starbrooke Dr, Louisburg, voiced his concerns with the current COVID situation in the Miami County schools, specifically pertaining to his 7-year-old son. Mr. Walsh's son has had 3 close contact notices since October 26, 2021.

Jasen Kandt, 21831 W Limestone Rd, Paola, stated his family is new to Miami County as of September 2021. Shortly after moving to Miami County they received a quarantine letter, not knowing what it was they made some phone calls. Mr. Kandt voiced concerns regarding the notices from a Miami County school.

Jacklyn Paletta, 31764 W 271st, Paola, voiced her concerns regarding KORA, Kansas Open Records Act, request submitted to USD 368, KDHE and Miami County Health Department.

Bo Gerken, 22360 W 303rd, Paola, voiced his concerns regarding a previous meeting denying the addition to a local church. Mr. Gerken handed the County Clerk a letter from an architect to share with the Commissioners.

Jennifer Goodman, 1530 S 5th St, Louisburg, stated she was here around September 1st to voice her concerns with the close contact tracing. She continues to voice her concerns regarding the close contact tracing.

Rusty Gerken, 26518 W 322nd, Paola, following up from last weeks meeting regarding industrial manufacturing warehouse type businesses. Mr. Gerken handed the County Clerk a copy of a letter received from Janet McRae to be shared with the Commissioners.

Wes Gerken, 903 Edgewood Dr, Paola, voiced his concerns with the need for more businesses in Miami County. Mr. Gerken believes the rules and regulations in Miami County are the worst.

Douglas Shane, 6014 W 295th St, Louisburg, voiced his concerns with a meeting held yesterday, November 16, 2021, with the school superintendents. Mr. Shane is concerned that the local health

director was not in attendance.

CONSENT AGENDA

Commissioner Vaughan moved to approve the Consent Agenda, as follows:

- Approval of minutes of the county commission meeting on November 10, 2021
- Approval of payment vouchers
- Approval of the annual support letter for the Elizabeth Layton Center.
- Add-on:
 - Approval of minutes of the Board of Canvass meeting on November 10, 2021
 - Additional staff: legal intern to work 15 – 20 hours per week

Commissioner Gallagher seconded; the vote was unanimous.

NEW BUSINESS

JR McMahon, Road & Bridge Direct, requested the Commissioners to consider approving a resolution allowing gates on Spring Valley Rd south of 399th St. The Landowners on Spring Valley Rd south of 399th St have petitioned the County Commission for permission to install a gate on the road thereby restricting general traffic due to vandalism and dumping of trash by non-property owners. The Road & Bridge Department has reviewed such petition and found it to be complete. (R21-11-048)

Shane Krull, Administrator, requested the Commissioners to consider approving a land purchase contract between Sharon M. Abernathy and Miami County in the amount of \$231,770. Mr. Krull stated for a little over a couple of years the county has been looking for property in the Hillsdale area to be used for an Emergency Medical Service, EMS, station as well as a possible fire station down the road. Commissioner Pretz moved to approve as presented, Commissioner Gallagher seconded; the vote was unanimous. (C21-11-052)

Shelley Woodard, Counselor, stated she is in need of part-time assistance. Ms. Woodard is requesting the Commissioners to consider allowing her to hire a part-time intern to work between 15 and 19 hours per week up to \$15 per hour. This would be a non-benefit position. Commissioner Dixon moved to approve, Commissioner Pretz seconded; the vote was unanimous.

STAFF COMMENTS

Shane Krull, Administrator, thanked JR McMahon for loaning workers to Jim Starling, Building & Grounds Director, to assist with moving office furniture and equipment while the new carpet was being laid in the offices.

Mark Whelan, Emergency Management Coordinator, gave the following update on COVID in Miami County:

- Total cases 4,509
- 62 new cases since November 10, 2021, an increase of 16 from the week before
- 4 new hospitalizations, 1 new ICU
- No new deaths

COMMISSION COMMENTS

Chairman Roberts stated he has a follow-up from last week's meeting with Rusty Gerken. Chairman Roberts stated he put in a request with the Zoning Department to take under consideration why are we doing Conditional Use Permits, CUPs, what's the purpose for them, and what can be done legally and professionally to change them. Chairman Roberts asked the Zoning Department to take their findings to the Planning Commission for a review and to give a report back to the County Commissioners as to what changes can be made. Chairman Roberts stated he agrees with Mr. Gerken, we did not create them, we were not the authors of them, and we need to see why we are doing them. What's the purpose, what's the

value, and why not just zone for that purpose.

Chairman Roberts questioned will things get changed with COVID? Yes, things will change, twelve people sit in a room trying to figure out how to get past it and move on. There is a declared pandemic in the United States not by Miami County. Every rule that has been talked about today has been generated by KDHE enforced by your local Health Department and School Boards. All opening plans by the schools were generated by KDHE, recommended by KDHE adopted or not adopted. The Health Department's role is to simply cooperate with them and help them. Chairman Roberts stated that was very evident yesterday, Commissioner Vaughan agreed. There was a meeting yesterday, November 16, 2021, everyone of the school superintendents that were present were in an agreeance that it was a cooperative agreement. We are trying to mitigate it the best we can and if this Commission had it within their ability to stop everything, we would have done it 2-months ago. There are legal requirements this Commission has under KDHE requirements. If we have to produce a quarantine, then that may be the only option we have.

EXECUTIVE SESSION

Commissioner Pretz moved for an Attorney / Client Executive Session, subject is privileged litigation for 15 minutes beginning at 2:04 p.m. to include the Commissioners, Administrator, and Counselor. Commissioner Gallagher seconded; the vote was unanimous. Chairman Roberts reconvened the regular meeting at 2:19 p.m. no action to taken.

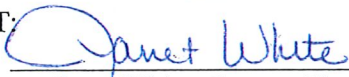
ADJOURNMENT

The meeting was adjourned at 2:20 p.m.




Rob Roberts, Chairman

ATTEST:


Janet White, County Clerk